

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA :
 :
 : **ORDER**
 :
 V. : **Criminal 03-404**
 :
 :
 BRYANT HEIGHT :
 :

AGREED ORDER REDUCING SENTENCE

The Court considers this case pursuant to its authority under 18 U.S.C. § 3582(c)(2) and Federal Rule of Criminal Procedure 43(b)(4). The U.S. Sentencing Commission has reduced guideline offense levels for cocaine base cases, and has made the reductions retroactive to previously-sentenced defendants. The parties agree that a sentencing reduction is appropriate in this case. The Court concurs, and hereby ORDERS as follows:

- (1) The total offense level in this case is reduced from 31 to 29;
 - (2) Defendant's sentence is reduced from 110 months to **89 months**;
 - (3) This new sentence represents a reduction from the bottom of the range comparable to the reduction from the bottom of the original guidelines range;
 - (4) All other terms and provisions of the original judgment remain in effect.
- A copy of this agreed order shall be transmitted to the Bureau of Prisons immediately.

SO ORDERED on this the 16 day of July, 2008.

AGREED:


ASSISTANT U.S. ATTORNEY


UNITED STATES DISTRICT JUDGE


DEFENSE COUNSEL

The defendant agrees to the reduction of sentence to 89 months and waives the need for any Court appearance.


BRYANT HEIGHT